

IN THE SUPREME COURT OF THE STATE OF DELAWARE

VICKY CHAO,	§
	§
Defendant Below-	§ No. 262, 2010
Appellant,	§
	§
v.	§ Court Below—Superior Court
	§ of the State of Delaware,
STATE OF DELAWARE,	§ in and for New Castle County
	§ Cr. ID 88001884DI
Plaintiff Below-	§
Appellee.	§

Submitted: July 30, 2010  
Decided: September 23, 2010

Before **HOLLAND, BERGER**, and **JACOBS**, Justices.

**ORDER**

This 23<sup>rd</sup> day of September 2010, after careful consideration of appellant's opening brief and the State's motion to affirm, we find it manifest that the judgment below should be affirmed on the basis of the Superior Court's well-reasoned decision dated June 14, 2010. The Superior Court did not err in concluding that appellant's motion for postconviction relief was untimely and otherwise procedurally barred and that appellant had failed to overcome the procedural hurdles.

NOW, THEREFORE, IT IS ORDERED that the judgment of the Superior Court is AFFIRMED.

BY THE COURT:

/s/ Carolyn Berger  
Justice